

DETROIT LAND BANK AUTHORITY
BOARD OF DIRECTORS SPECIAL MEETING
GUARDIAN BUILDING
500 Griswold St, Suite 1200 • Detroit, Michigan
(Rouge Conference Room)

Thursday, June 22, 2017

10:00 AM

MINUTES

Present: Erica Ward-Gerson
 Rasul Raheem
 Patricia Pernell-Shelton
 Richard Hosey

Absent: n/a

Others Present: Detroit Land Bank Authority (DLBA) staff

CALL TO ORDER

Chairperson Ward Gerson called the June 22, 2017 special meeting to order at 10:12 a.m.

ROLL CALL

Secretary Raheem called roll for each board member. All Board members were present and a quorum was met.

ADOPTION OF THE AGENDA

Chairperson Ward Gerson called for the adoption of the Agenda. **Motion by Member Hosey to adopt the agenda. Supported by Member Raheem. MOTION APPROVED.**

PUBLIC COMMENT

Chairperson Ward Gerson opened the floor to public comment. None present.

Motion by Secretary Raheem to enter Closed Session. Supported by Member Hosey. MOTION APPROVED. Secretary Raheem called roll for each Member to go into Closed Session. Unanimously approved. Chairperson Ward Gerson dismissed for Closed Session at 10:14 a.m.

CLOSED SESSION

In accordance with the State of Michigan's Open Meetings Act, Section 8, Closed Sessions are permitted. The conditions of such a Closed Session includes the following: 1) The Session must be for a "limited purpose," 2) the Session must be conducted during the course of an open meeting and 3) per Section 9(1) of the OMA, the minutes of the open meeting must include the purpose for which a closed session is held.

It is noted that the purpose of the Closed Session was called for a permitted purpose as described within OMA, Section 8(e): "to consult with its attorney regarding trial or settlement strategy in connection with specific pending litigation," as well as a permitted purpose as described within OMA, Section 8(h): "to

consider material exempt from discussion or disclosure by state or federal statute," specifically, Section 13(1)(g) of Michigan's Freedom of Information Act, which protects the attorney-client privilege.

The Board returned to open session at 10:56 a.m.

NEW BUSINESS

Resolutions.

06-11-2017 RESOLUTION AUTHORIZING INTERIM EXECUTIVE DIRECTOR TO AMEND AN AGREEMENT.

Chairperson Ward Gerson went over every term of the proposed Third Amendment to the Reimbursement Agreement and provided background information. Board members discussed the agreement and asked question of MHA/MSHDA's attorney, who was present. Specifically, Secretary Raheem asked about the MHA's investigative expenses. The response from MHA's attorney was that the total amount was taken from invoices MHA had received. Secretary Raheem asked when did MHA's investigation commence. The response from MHA's attorney was that it began in early 2016 with the hiring of Holland & Knight attorney Steven Gordon. Secretary Raheem asked for the hourly rate of MHA's investigators. MHA's attorney was not able to recall the rate. Had U.S. Treasury signed off on the settlement in this third amendment to the reimbursement agreement? MHA's attorney confirmed that, yes, they had. A Motion by Secretary Raheem to Authorize the Interim Executive Director to Amend an Agreement. Supported by Member Pernell-Shelton. MOTION APPROVED.

ADJOURNMENT

There being no further business, a Motion by Member Hosey to adjourn the meeting. Supported by Secretary Raheem. MOTION APPROVED.

Chairperson Ward Gerson adjourned the meeting at 11:06 a.m.